

IN THE UNITED STATES DISTRICT COURT  
FOR THE NORTHERN DISTRICT OF MISSISSIPPI  
EASTERN DIVISION

CLETUS WAYNE NIXON

PLAINTIFF

VS.

NO. 1:04CV365-D-D

WASTE MANAGEMENT, INC.  
WASTE MANAGEMENT OF MISSISSIPPI, INC.  
and ALBERT OTT

DEFENDANTS

ORDER GRANTING MOTION FOR SUMMARY JUDGMENT

Pursuant to an opinion issued this day, it is hereby ORDERED that

- (1) the Defendants' motion to dismiss or, in the alternative, for summary judgment (docket entry 7) is GRANTED;
- (2) the Plaintiff's claims are DISMISSED;
- (5) all Defendants are DISMISSED; and
- (6) this case is CLOSED.

All memoranda, depositions, declarations, and other materials considered by the Court in ruling on this motion are hereby incorporated into and made a part of the record in this action.

SO ORDERED, this the August 5, 2005.

/s/ Glen H. Davidson  
Chief Judge